

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<http://www.courts.state.nh.us>

Court Name: _____

Case Name: _____

Case Number: _____
(if known)

PETITION TO ANNUL RECORD

The Petitioner requests an order of the Court to annul the record of arrest and charge, and if applicable, conviction and sentence in the following matter in accordance with RSA 651:5.

PLEASE COMPLETE A SEPARATE FORM FOR EACH OFFENSE

Name of Petitioner (Last)	(First)	(Middle)	Date of Birth
Address (Street)		City/Town	State Zip
Social Security Number		Telephone Number	
Case Number	Offense		
RSA Violated	Date of Offense	Date of Conviction/Other Disposition	Date Sentence Completed
Description of Sentence or other Disposition			

The Petitioner states as follows: **(Petitioner must initial all paragraphs which apply.)**

_____ Petitioner was not convicted of the above offense, and seeks only annulment of any record of arrest or charge.

_____ Petitioner has completed all the terms and conditions of the sentence for the above offense.

_____ After completion of all the terms and conditions of the sentence for the above offense, the Petitioner has been convicted of no other crime, except a motor vehicle offense classified as a violation other than driving while intoxicated under RSA 265:82, for a period of time as follows:

_____ For a violation, one year.

_____ For a class A or B misdemeanor (except sexual assault), 3 years.

_____ For a class B felony (except felony indecent exposure or lewdness), 5 years.

_____ For a class A felony, 10 years.

_____ For sexual assault under RSA 632-A:4, 10 years.

_____ For felony indecent exposure or lewdness under RSA 645:1, II, 10 years.

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PETITION TO ANNUL RECORD

_____ The Petitioner has not been convicted of any violent crime, of any crime of obstruction of justice, or of any offense for which an extended term of imprisonment under RSA 651:6 was imposed.

_____ The time requirements for annulment under RSA 651:III have been met for any and all crimes for which the Petitioner has been convicted.

_____ The Petitioner was convicted of a misdemeanor prior to January 1, 1995 and is exercising the option to apply for annulment under the laws in effect at the time of sentencing. A Petition to Annul in conformance with the prior law is attached.

_____ The Petitioner believes an order granting annulment will assist in petitioner's rehabilitation and is consistent with the public welfare.

Date

Signature of Petitioner

Signature of Counsel

Name

Address

State of _____, County of _____

This instrument was acknowledged before me on _____ by _____

My Commission Expires _____

Affix Seal, if any

Signature of Notarial Officer / Title

Case Name: _____

Case Number: _____

PETITION TO ANNUL RECORD

FOR COURT USE ONLY:

ON THE PETITION TO ANNUL RECORD OF ARREST OR CONVICTION AND SENTENCE

The Court having found that notice of the forgoing petition was given in accordance with law, and having reviewed the investigative report of the Department of Corrections made in accordance with statute, finds that annulment of the applicant's record will assist in the applicant's rehabilitation and will be consistent with the public welfare and the requirements of law,

IT IS THEREFORE ORDERED AND CERTIFIED

- ☐ That the record of the charge and disposition of dismissal, acquittal or *nolle prosequi* in the above referenced matter, together with any record of arrest or charge therein, is hereby annulled. The applicant has shown that issuance of this order is warranted under the statute. The clerk shall issue an appropriate Certificate of Annulment.
- ☐ That the record of conviction and sentence in the above entitled case, together with any record of arrest of charge therein, is hereby annulled. The clerk shall issue an appropriate Certificate of Annulment.
- ☐ The Court DENIES the applicant's petition for the following reason(s):

Date

Justice

FOR DISTRICT COURT USE ONLY

- ☐ On _____, petition and notification of pending petition for annulment sent to:
AG/County Atty., Arresting Agency, State Police Records.
- ☐ Other _____